

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

In re: RESTASIS (CYCLOSPORINE  
OPHTHALMIC EMULSION) ANTITRUST  
LITIGATION

MDL No. 2819  
18-MD-2819 (NG) (LB)

This Document Relates To: All End-Payor  
Plaintiff Class Actions

**ALLERGAN, INC.'S NOTICE OF MOTION TO DISMISS  
STATE LAW CLAIMS IN END-PAYOR PLAINTIFFS'  
CORRECTED FIRST AMENDED CONSOLIDATED CLASS ACTION COMPLAINT**

**PLEASE TAKE NOTICE** that the undersigned counsel on behalf of Defendant Allergan, Inc. will move this Court before the Hon. Nina Gershon, United States District Court, Eastern District of New York, 225 Cadman Plaza East, Brooklyn, New York 11201, on a date set by the Court, for an Order granting Allergan's Motion to Dismiss State Law Claims in End-Payor Plaintiffs' Corrected First Amended Consolidated Class Action Complaint pursuant to Fed. R. Civ. P. 12(b)(6).

**PLEASE TAKE FURTHER NOTICE** that, in support of its Motion, Allergan relies upon the accompanying Memorandum of Law, and any further reply submissions.

**PLEASE TAKE FURTHER NOTICE** that pursuant to the December 4, 2018 Joint Stipulation and Order Extending Allergan's Deadline to Respond to the Operative End-Payor Plaintiffs' Consolidated Class Action Complaint, Dkt. No. 183, the End-Payor Plaintiffs' deadline to file an opposition is January 16, 2019, and Allergan's deadline to file a reply is January 23, 2019.

Dated: January 7, 2019

Respectfully submitted,

By: 

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*Attorneys for Defendant Allergan, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on January 7, 2019, I emailed the foregoing document,

**ALLERGAN, INC.'S NOTICE OF MOTION TO DISMISS STATE LAW CLAIMS IN  
END-PAYOR PLAINTIFFS' CORRECTED FIRST AMENDED CONSOLIDATED  
CLASS ACTION COMPLAINT**, to counsel of record for the Plaintiffs in accordance with the local rules of Hon. Nina Gershon.

Dated: January 7, 2019

/s/ Matthew Parrott  
Matthew Parrott